

**NOTICE OF APPEAL FROM THE EXAMINER TO  
THE BOARD OF PATENT APPEALS AND INTERFERENCES**

In re Application of : Customer Number: 46320  
: :  
David KAMINSKY, et al. : Confirmation Number: 3989  
: :  
Application No.: 10/663,125 : Group Art Unit: 2152  
: :  
Filed: September 16, 2003 : Examiner: P. Lee  
: :  
For: AUTONOMIC CLUSTER-BASED OPTIMIZATION

**NOTICE OF APPEAL**

Mail Stop Appeal Brief - Patents  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Appellants hereby appeal to the Board of Patent Appeals and Interferences from the last decision of the Examiner.

The fee for this Notice of Appeal is (37 C.F.R. § 41.20(b)(1)): \$510.00

\_\_\_ Payment by credit card. Form PTO-2038 is attached.

X The Director is hereby authorized to charge any fees which may be required, or credit any overpayment to Deposit Account No. 09-0461.

\_\_\_ A Petition for Extension of Time under C.F.R. § 1.136(a) (PTO/SB/22) is enclosed.

Date: September 11, 2008

Respectfully submitted,

/Scott D. Paul/  
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